

August 14, 1972

Mr. Herbert C. Lambert
State Engineer
Division of Water Rights
442 State Capitol
Salt Lake City, Utah. 84114



Dear Sir;

Thank you for your letter of July 24, 1972

I have talked to Mr. Kump. I have talked with Mr. Robert Guy. Also Mr. Lynn Martinsen (President of the Mosby Irrigation Company.) I have let each one of them read the enclosed court order.

Mr. Kump says that he can measure and divert this water but, he has to get his orders from Mr. Robert Guy.

Mr. Robert Guy says to turn it to them. For ten days this is done. We ask no questions. We did not check on the amount of water being turned to us.

Then Mr. Kump says that it can't be diverted to me any more by order of Mr. Robert Guy. Mr. Kump tells us that we should get this matter straightened out.

In 1956 it was straightened out by a court of law. The water was diverted to us by Gilbert Anderson. Then by Lawrence Caldwell. Three years ago when Mr. Kump became water commissioner, this same water was diverted by Ollie Justice, which in the court order (second page, third paragraph) it says that he has a right to divert it. Last year I diverted the water, as I bought the land, water and court order.

Now all of a sudden this water can not be diverted. Why?

In talking to Mr. Guy, he tells me that this matter is between me and Mosby Irrigation Company.

Lynn Martinsen, talks to Joe Novak. Mr. Novak supposedly talks to the Attorney General and says that the water can't be diverted to us.

The thing I want to know is. If this water is not ours, whose is it?

Also does Mr. Kump, Mr. Guy, the Attorney General, Joe Novak, Lynn Martinsen, or Yourself Mr. Lambert, have the Power and/or authority to change this court order without a ruling on it by a Judge in a court of law?? I would also like to know why the water could be diverted to us for ten days and then be shut off?? Also under whose orders and by what authority was this water shut off??

If you will please answer all of the above questions. by return mail I will have some idea as to what is going on
As far as I am concerned this matter was settled in 1956.

Sincerely Yours:

Robert Justice